

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 03 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 03 2001

The applicant **HUGHES ROCK & SAND, INC.** hereby makes application for permission to change the **Point of Diversion, place & Manner of Use** of water heretofore appropriated under **Permit 62410**

1. The source of water is **UNDERGROUND**
2. The amount of water to be changed **0.075 cfs N.T.E. 10 AFA**
3. The water to be used for **INDUSTRIAL**
4. The water heretofore permitted for **COMMERCIAL**
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, T.16N., R.21E., M.D.B.&M. or at a point from which the SE corner of said Section 24 bears S. 57° 02' 18" E., a distance of 1920.0 feet.**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14, T.16N., R.21E., M.D.B.&M. or at a point from which the NE corner of said Section 14 bears N. 16° 48' E., a distance of 2639.0 feet.**
7. Proposed place of use **Portions of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24; NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, T.16N., R.21E., M.D.B.&M. Being APN 16-151-24, 16-151-25, 16-151-26, 16-151-27, 16-151-28, 16-151-29, 16-151-30, 16-151-32, 16-151-33, 16-151-34 & 16-151-35.**
8. Existing place of use **Portion of the E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 14, T.16N., R.21E., M.D.B.&M., being APN 16-321-14.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **drilled and cased 12-3/4" (inch) well to a depth of 494 feet, pump, motor and distribution system.**
12. Estimated cost of works **\$30,000.00**
13. Estimated time required to construct works existing well completed under **Application 51015.**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **For Proposed Point of Diversion, please refer to map filed in support of Application 51015. For Existing Point of Diversion and Place of Use, please refer to map filed**

in support of Application 62410. Water will be used for various sand and gravel wash operations, screening, settling and dust suppression for industrial purposes.

WESTERN ENGINEERING & SURVEYING SERVICES

By **ROBERT H. CANTLEY**
s/ **Robert H. Cantley**
3032 Silver Sage Drive
Carson City, NV. 89701

Compared cm/cm f dr/cm f

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 62410 is issued subject to the terms and conditions imposed in said Permit 62410 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the water pumped from the well under this permit and the well under Permits 39806, 51079, 51080, 51096, and 51097 and the well under Permit 66050 and any subsequent rights added to any of these wells. The records shall be submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The total combined duty of water under Permit 39806, Certificate 11277; 51079, Certificate 14167; 51080, Certificate 14168; 51096, Certificate 14169; 51097, Certificate 14170; Permits 58693, 58694, 58801, Certificate 14609; Permits 61311, 66050 and 67883 shall not exceed 71.903 million gallons annually.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.075 cubic feet per second, but not to exceed 10.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 22, 2003

Proof of completion of work shall be filed before:

November 22, 2003

Water must be placed to beneficial use on or before:

October 22, 2005

Proof of the application of water to beneficial use shall be filed on or before:

November 22, 2005

Map in support of proof of beneficial use shall be filed on or before:

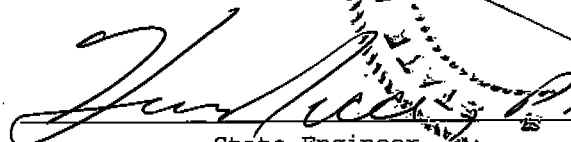
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22nd day of October, A.D. 2002


State Engineer

Completion of work filed JUL 23 2003

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

